

Posted – October 13, 2010

REGULAR MEETING OCTOBER 18, 2010

TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND

The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, October 18, 2010 at 7:00 P.M. (EXECUTIVE SESSION AT 6:00 PM) at the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.

Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.

EXECUTIVE SESSION

Pursuant to provisions of RIGL, Sections 42-46-2.,42-46-4., and 42-46-5. (a) (5) Land Acquisition (The Valley), (5) lease (JFK School) and (2) Collective Bargaining (Town Hall Union).

PRESENTATION

1. Resolution of the Council, re: Proclaiming the Week of October 30th – November 6th, 2010 as Newport County Boy Scouts Week.

CONSENT CALENDAR

1. Approval of Minutes – Regular Meeting, October 4, 2010.

2. Resolution of the Council, re: Proclaiming the month of October 2010 as Chiropractic Health Month within the Town.

3. Memorandum of Tax Collector, dated October 4, 2010, with enclosures, re: Cancellation of taxes for certain Middletown taxpayers.

4. Resolution of the Council, re: Cancellation of taxes for certain Middletown taxpayers.

5. Memorandum of Tax Collector, dated October 7, 2010, with enclosures, re: Cancellation of taxes for certain Middletown taxpayers.

6. Resolution of the Council, re: Cancellation of taxes for certain Middletown taxpayers.

7. Memorandum of Tax Assessor, with enclosures, re: Cancellation of taxes for certain Middletown taxpayers.

8. Resolution of the Council, re: Cancellation of taxes for certain Middletown taxpayers.

9. Memorandum of Town Administrator, with enclosures, re: FY2011 Budget Adjustments – School Department.

10. Resolution of the Council, re: FY2011 Budget Adjustments – School Department.

11. Memorandum of Town Administrator, with enclosures, re: Tax Collector's Report for period ending September 30, 2010.

12. Notice of Public Hearing from the Middletown Zoning Board of Review, Petition of Middletown Methodist Church – C/O Rev. Amy Alletzhauser, 24 Jib Court, Middletown, RI (owner) – Calvary United Methodist Church (applicant) – for a Special Use Permit from Section 1211(D)(1)(a) – to allow a 16 square foot freestanding post sign where 6 square feet is allowed for the Methodist Community Garden. Said real estate located at 200 Turner Road, TAP 119, Lot 30.

13. Communication of Attorney Joseph R. Palumbo, Jr., re: Request to postpone Public Hearing for Petition of CVD II, LLC for rezoning Assessors Plate 111, Lots 8, 9, 9A, 10 to Regular Meeting of the Council December 6, 2010.

14. Continued from Regular Meeting, August 16, 2010

Public Hearing (Advertised; Abutters Notified)

An Ordinance of the Town of Middletown (First Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152, Zoning Code, reclassification of Lots 8, 9, 9A and 10, TAP 111 from Light Industry (LI) to new zoning district General Business A (GBA). (Planning Board recommendation attached)

TOWN COUNCIL

1. Memorandum of Council President Semonelli, with enclosures, re: Multi-city chocolate drive.

2. (Advertised for Public Hearing)

Public Hearing Remains Open.

An Ordinance of the Town of Middletown (Second Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152 Zoning Code, Article 25A – Wind Energy Conversion Facilities.

3. Continued from Regular Meeting, October 4, 2010

An Ordinance of the Town of Middletown (Second Reading)

An Ordinance in amendment to the Town Code of the Town of

Middletown, Title VII, Traffic Code, Chapter 71, Traffic Regulations, Section 71.08, Driving on Streets Closed to Traffic Prohibited.

4. Memorandum of Town Administrator, with enclosures, re: Award of Contract for Engineering Services – Development Plan Review. (Planning Board recommendation attached)

5. Resolution of the Council, re: Award of Contract for Engineering Services – Development Plan Review.

6. Memorandum of Councillor Silveira, re: Formation of a Charter Review Commission.

7. Memorandum of the Citizens Memorial Committee, with enclosure, re: Memorial for Arthur Benner and Hall of Fame.

8. Appointment of one (1) member to the Middletown Personnel Review Board for a term expiring June 2013. (Bi-partisan Board)

9. Appointment of two (2) members to the Tax Assessment Review Board for 1) for a term expiring October 2013 2) to complete a term expiring October 2011. (Bi-partisan Board)

PUBLIC FORUM SESSION

Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.

Wendy J.W. Marshall, CMC

Town Clerk

This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.